App F IX 4

Previous References 1937 (Mal)

File No 74-37

Serial Nos 72, 83

Letter References
Mal 70-38-18449

GENERAL AND REVENUE SECRETARIAT

Serial Nos Two

Part B for July 38

SUBJECT

Rules for the levy of tax on dogs in Shimoga Town and City

83 | Do
The D C Shimoga
No L 242 dt 7 38

WD 0418—GPB—22 500—29-8-36

Approves the Rules

Serial No

92

From the Dy Comr Shimoga
Letter No H3 C 2269/37 38 dated 15 5 38
Requesting sanction for the Dfr rules & byelaws framed by the Shimoga Town Ml Council for licensing of dogs

1 No objections are reported to have been received in response to the notification publishing the Dfr rules & byelaws.

2 The fee fixed is one rupee which is the maximum prescribed in Schedule I of the Town Municipalities Act

3 Law Secy may perhaps be consulted Submd for orders

25/5/38

4 The proposal of the Shimoga Town Ml is evidently to levy a tax on dogs kept within the Ml limits under Sec 61(b)(vi) of the Town Mlties Act, 1933 All that is required is to frame a set of simple rules for enforcing & collecting the levy, under Sec 49(h) of the Act

5 No other Town Ml bl in the State has framed such elaborate rules or bylaws Such bylaws & taking entry licenses for dogs are prescribed in the Kolar & Bangalore Board areas

1/6/38
2/6/38

Note—Contn. sheet [illegible]

Copy of a Tax on dogs vide 5481 Shimoga Taluq
6903/637

Mk File No 74 of 1937 General and Revenue Secretariat

Serial No

Further this is not one of the cases (Keeping of dogs) in respect of which the taking out of a licence is prescribed under the Regulation Act. Sec 195 of the Act deals with stray dogs.

6 Having regard to the above facts, it is for orders if the Shimoga Dy Md may be advised to revise the rules so far as it relates to the Taxation of dogs

7 The Law Section may also be Consulted in the matter 8 For favour of remarks

Jm 26/5/38. Asst Secy Law

9) I think the Rules framed under Section 46 (h) read with Section 61 (b) (vi) will serve the purpose. Bye-laws under Sections 48 (1) (i) seem to be unnecessary.

10) The References to bye laws and Section 48 (1) (i) may perhaps be omitted and the rules approved

POKR 26-6-38

Asst Secy Legislation

11) Rules with a draft G.O. for approval. Necessary alterations in rules have been made as suggested by the Asst Secy Law Section

Secy Law 28/6/38

12) Draft G.O. for approval

Jm 29/6/38

Jm 29 6 38

Jm 28/6/-

Jm 29/6/38

Jm 29/6/38

Jm 29/6/38

5481 Rules for the levying of taxes on dogs in Shimoga Town Mdly

General and Revenue Secretariat | File No 74 of 1937 | [App F III—2

Serial No 83

To the by-laws framed 242 of 8-7-38
Approves of the Rules

11-7-38

NOTE—Contn Sheet

WD 0284—GPB—30,000—13 3

File No of 193

General and Revenue Secretariat

5481

Mul 74-37-72

Office of the Deputy Commissioner,
Shimoga District,
Dated Shimoga 15th May 1938

No M 3 C 269/37-38 2917
Encls file

From

M Seshadri, Esq , M A ,
Deputy Commissioner,
Shimoga District

To

P H Krishna Rao, Esq M A ,
Secretary to the Government of Mysore,
Local Self Government Department,
Bangalore

Subject - Bye-laws - Licensing of Dogs - Shimoga Municipality

---

Sir,

I have the honour to forward herewith the report received from the President Shimoga Town Municipality along with its enclosures, on the above subject, and to state that the bye-laws framed by the Managing Committee on this behalf under Sections 46 (h) and 48(1) clause of the Town Municipal Act VIII of 1933 were placed before the Council at its Meeting held on 29-8-37 and objections were called for by publishing the same in the Mysore Gazette dated 24-3-38 (vide Part III (3) Pages 111 and 112) and also by beat of tom-tom in the town The President has reported that no objections were received from the public within the stipulated time in respect of the bye-laws The same were therefore finally approved by the Council at its Meeting held on 1st May 1938 Copies of the resolutions of the Council in the matter are enclosed in the file for reference

I request therefore sanction of Government may be obtained to the draft bye-laws framed by the Municipal Council at an early date

I have the honour to be,
Sir,
Your most obedient servant

Deputy Commissioner

Office of the President,
Town Municipal Council,
Shimoga Date 5th May 1938

G 65 and 6
37-38

From

The President
TOWN MUNICIPAL COUNCIL
SHIMOGA

To

The Deputy Commissioner,
Shimoga District,
Shimoga

Subject - Introduction of Bye-laws relating to the licensing of Dogs in the Town

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Sir,

I have the honour to state that the Municipal Council at its meeting held on 2[illegible]-8-37 approved the draft rules and bye-laws relating to the licensing of dogs in this Town The said rules and draft, bye-laws were published in the Mysore Gazette dated 24-3-38 inviting objections for the introduction of the same in this Municipality (vide pages 111 and 112 part III- 3 of the Gazette) The said rules and bye-laws were duly published within the Town by beat of tom tom also as no objections were received to the introduction of the said bye-laws within the prescribed time, the Council at its meeting held on 1-5-38 approved the said rules and draft bye-laws Copies of the resolutions of the Municipal Council dated 2[illegible]-8-37 and 1-5-38 and also the copy of the Gazette publication together with the notification published by beat of tom tom are herein enclosed for kind perusal I therefore request that sanction of Government may kindly be obtained to introduce the said dog licensing rules and bye-

bye-laws in this Municipality

I have the honour to be,

Sir,

Your most obedient servant,

N Seebanthaiah

President,
Shimoga Town Municipal council

PROCEEDINGS OF THE GENERAL COUNCIL MEETING HELD ON 1-5-38 AT 8-30 A M IN THE TOWN HALL SHIMOGA

X X X

SUBJECT NO - 82 Approving the following draft Bye-laws and rules as no objections have been received within a month from the date of publication in the Mysore Town Gazette as laid down by Section 48 (2) of the Municipal Act 1933

(a) X X X X X X

(b) Rules and drafts Bye-laws for regulating grant of license to dogs in Shimoga Town

RESOLUTION - Resolved that as no objections has come the Dog Licensing Rules and Bye-laws as framed be approved and submitted to Government for sanction

X X X

(SD) R Ramachandra Rao
President,
Shimoga Town Municipal Council

" E x t r a c t "

President,
Shimoga Town Municipal council

PROCEEDINGS OF THE GENERAL MEETING OF THE TOWN MUNICIPAL COUNCIL HELD ON SUNDAY THE 29TH AUGUST 1937 AT 3 P M IN THE TOWN HALL

X X X

SUBJECT NO - 19 Proceedings of the Sub Committee at its meeting held on 14-8-37

Draft rules and Bye-laws framed for regulating the grant of license to Dogs in Shimoga Town Municipality under the power vested in the Municipal council under section 46 (h) read with Section 61 (b) Cl VI and Section 48 (I) of the Town Municipal Regulation VIII of 1933

SUB COMMITTEE RESOLUTION - The draft Bye law is approved with the alteration that the penality prescribed under rule 3 of the Bye-laws be reduced to Rs 25/-

COUNCIL RESOLUTION The committee resolution is approved & steps should be taken to enact the rules etc , at once

X X

(SD) K Chickanarayana Swamy,
President,
Shimoga Town Municipal council

" E x t r a c t "

J N Srikantaiah
President,
Shimoga Town Municipal council

Submitted
the notifications duly published & returned
to Mr Vasudevappa
S D

Published Copy

SHIMOGA TOWN MUNICIPALITY

Notification No C 55—37-38 dated 3rd March 1938

It is hereby notified for the information of the public that the Town Municipal Council Shimoga will introduce the following Dog Licensing Rules and Bye laws framed under Section 46 (h) read with Section 61 (b) Clause 6 and Section 48 (1) Clause I of the Town Municipal Act VIII of 1933 Any inhabitant of the Municipality objecting to the introduction of the above said Dog Licensing Rules and Bye laws may within one month from the date of the publication of this notice in the *Mysore Gazette* send his objections in writing to the Municipal Council Any objections received ther after will not be considered

DOG LICENSING RULES ~~AND BYE-LAWS~~

Rules ~~and Bye-laws~~ framed for regulating grant of license to Dogs in Shimoga Town Municipality under the Power vested in the Municipal Council under Section 46 (h) read with Section 61 (b) Clause VI and ~~Section 48 (1) (h)~~ of the Town Municipal Act VIII of 1933

Rules (Section 46 (h) Read with Section 61 (b) Clause VI)

1 *Short Title* —These Rules ~~and Bye-laws~~ shall be called as Dog Licensing Rules ~~and Bye-Laws~~ of Shimoga Town Municipality

2. *Definitions* —In these Rules ~~and Bye-laws~~ unless there is something repugnant in the subject or Context

(a) The Act means the Mysore Town Municipal Act VIII of 1933
(b) Section means the section of the Act
(c) President shall include the Vice-President
(d) Dog shall include a bitch and all pups of and above the age of three months
(e) Owner shall include any person in charge of the Dog for the time being
(f) Year means the official year and
(g) Any word or expression which is defined in the Act and is not defined herein shall carry the same meaning as defined in the Act

(a) Every owner of a Dog shall within 15 days after the introduction of these Rules ~~and Bye-laws~~ into this Town and thereafter within 15 days after the commencement of every year beginning with the 1st of July or within 15 days of his newly coming into possession of the Dog apply to the President in the form annexed in Schedule A for a License

Provided that no License shall be necessary in respect of dogs belonging to *Bona fide* Travellers passing through the Municipality or of casual residents staying within the Municipality for not more than **10 days**

(b) A fee of Rupee One is prescribed for a License per year or a fraction thereof which should be paid along with the application

(c) The President shall grant a License in the form mentioned in Schedule B unless he finds it necessary to refuse it for any cause that he deems fit

(d) If the license is refused the fee paid by the Applicant for the license shall be refunded.

(e) If the License is granted the President shall issue along with the License a Badge engrossed with a number and shall recover annas two towards its cost exclusive of the License fee

(f) The President shall have power to suspend or cancel the license once granted for any reasonable cause

(g) The Badge shall always be fixed to a collar on the Dog for which the License has been granted Any dog found without a collar and the Badge is liable to be dealt with under Section 134 sub section 2 3 4 and 5 of the Act in addition to the liability of the owner to pay double the prescribed fee

(h) If at any time during the continuance of the License any dog changes ownership the person who becomes the owner by su h change shall get the License duly transferred by the President on payment of a fee of annas eight Similarly if at any time during the year the Licensed dog die the License already issued may be got transferred by the owner to any other dog belonging to him on payment of a fee of annas eight Death or transfer of the Licensed Dog during the term of the License shall not entitle its owner to any refund of fees

(i) Every licensed dog while in the streets and not being led by the owner shall be muzzled in such a way so as to allow the dog freely to breathe and to drink while effectively preventing it from biting

(j) Every owner of a dog who has obtained a License shall at all times be bound to produce the dog or license or both on demand by the President or Chief Officer or Sanitary Inspector and if they so direct in writing he bound to produce the dog before any officer of the Veterinary Department for Examination and on failure to do so be liable on conviction to a fine not exceeding Rs 25 before a Magistrate

(k) All sums due under the foregoing Rules are recoverable from the owner under the provisions of the Chapter VIII of the Act

Bye-Laws (Section 48 (1) (i)

(1) Every owner who is in possession of a Dog in this Municipality shall inform the same in writing to the President of the Municipal Coun il within 15 days after the introduc tion of the aforesaid Rules and Bye laws into this Town and thereafter within 15 da s after the commencement of every year beginning with the 1st of July or within 15 days of his newly coming into possession of the Dog and obtain a License as required under the above Rules

(2) Every owner in possession of a Dog after the time fixed in Bye law No 1 *supra* shall at all reasonable hours allow the President Chief Officer Sanitary Inspector or Munici pal Mutsaddi or any other person authorised in this behalf free access to h s house or any place wherein the dog or dogs are ordinarily kept and give every facility for inspecting the same for the purpose of checking the correctness of the information given by him or for any other purpo e He shall also on demand by the abovesaid person produce forthwith the dog or dogs in his possession for inspection

(3) Every owner who violates Bye-law 1 or 2 shall be liable on conviction by a Magistrate to a fine not exceeding Rs 25

SCHEDULE A

To

The President
Municipal Council Shimoga

I hereby certify that I have in my possession $\frac{\text{a d g}}{\text{d g}}$ as described below I forward here with a sum of Rs and request that a $\frac{\text{Lce}}{\text{L}}$ may be granted to me for the year ending 30th June

Sex
Age
Breed
Colour

Identification mark or marks if any
Date
Station Address Signature

SCHEDULE B

1 This license is granted to under the Rules framed under Section 46 (h) read with Section 61 (b) Clause (6) of the Town Municipal Act VIII of 1933 to posse s the dog the description of which is given herein below subject to the Dog Licensing Rules in force in this Municipality —

Sex
Age
Breed
Colour

Identification mark or marks if any

2 This License shall expire on the 30th June

3 The dog in question shall invariably wear a collar with a brass badge bearing the Number issued by the Municipality along with this license

4 If the dog is found without the collar and the badge it is liable to be dealt with as laid down in Rule 3 (f) of the Dog Licensing Rules

5 The badge issued with this license should always be used for the dog for which it is intended

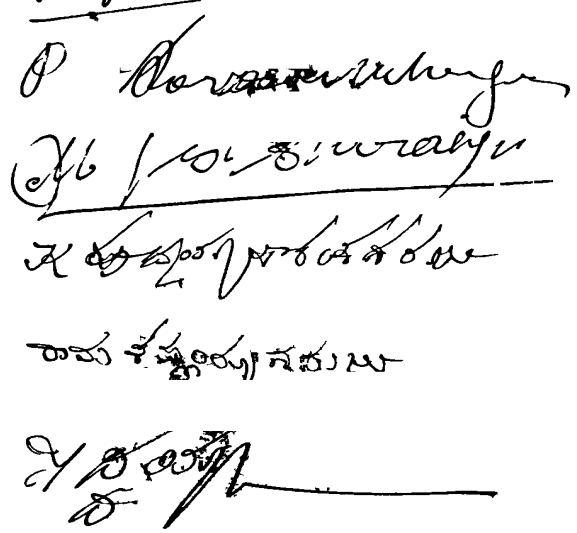
HYDER ALI KHAN
President,

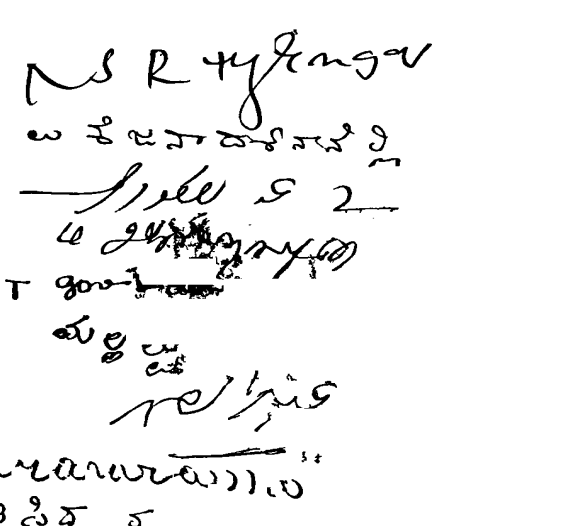
H 299/37-38

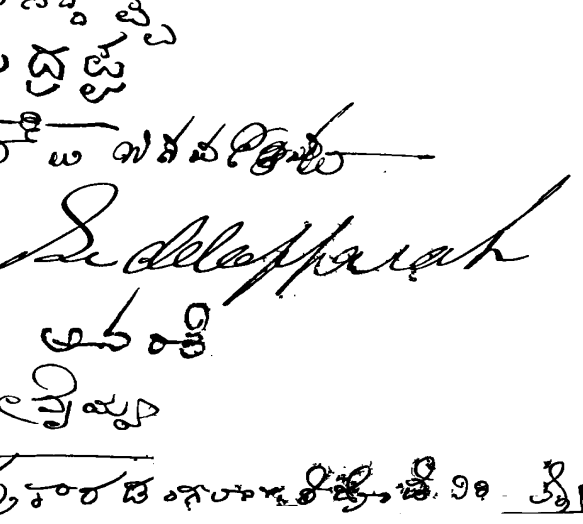
10 Copies are forwarded to the Sanitary Inspector for publication and Report

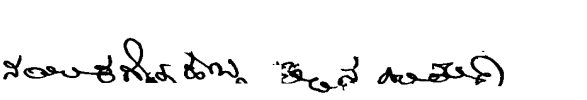
M Ramaiah
29-3-38 for Amildar

Draft 13 Copies of Diary Leaves









G.R. S App F VI—G 2]

SUBJECT

Diary No of letter replied to 5281

General and Revenue Secretariat

( )

the *193*

Date of issue 8 7 1938

Signed by S H

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette English Part ?

(vi) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette Kannada Part ?

Section Rl

File No 74 37

Serial No 83

Proceedings of the Government of His Highness the Maharaja of Mysore

Read— Letter No ~~Rls~~ Rls C 2269/37-38 dated 18 5 38 from the Dy Comr Shimoga forwarding for sanction the ~~bylaws~~ rules framed by the Shimoga Town Municipal Council under Section 46(4) read with Section 61(4) (vi) of the Town Municipalities Act 1933 for the ~~Order thereon~~ ~~No~~ on the ~~licensing of~~ dogs kept in the Municipal limits and reporting that no objections were received against their adoption

Orders No. L 242

The rules are approved and appended to this order

2. Two ~~copies~~ printed copies of the rules

be sent to the Secretariat for
[illegible] reference & records

28/6/38
Secretariat
Sd. Secy. Dept

To the Deputy Commr, Shimoga Dt

List of Enclosure

Copied by

Examined by

WD 0523—GPB—22 500—16-3-37

SHIMOGA TOWN MUNICIPALITY

Notification No C 55—37-38 dated 3rd March 1938

It is hereby notified for the information of the public that the Town Municipal Council Shimoga will introduce the following Dog Licensing Rules and Bye laws framed under Section 46 (h) read with Section 61 (b) Clause 6 and Section 48 (I) Clause of the Town Municipal Act VIII of 1933 Any inhabitant of the Municipality objecting to the introduction of the above said Dog Licensing Rules and Bye laws may within one month from the date of the publication of this notice in the *Mysore Gazette* send his objections in writing to the Municipal Council Any objections received thereafter will not be considered

DOG LICENSING RULES ~~AND BYE-LAWS~~

Rules ~~and Bye-laws~~ framed for regulating grant of license to Dogs in Shimoga Town Municipality under the Power vested in the Municipal Council under Section 46 (h) read with Section 61 (b) Clause VI ~~and Section 48 (I) (a)~~ of the Town Municipal Act VIII of ~~1933~~

Rules (Section 46 (h) Read with Section 61 (b) ~~Clause~~ VI)

1° *Short Title* —These Rules ~~and Bye-laws~~ shall be called as Dog Licensing Rules ~~and Bye-Laws~~ of Shimoga Town Municipality

2 *Definitions* —In these Rules ~~and Bye-laws~~ unless there is something repugnant in the subject or Context

(*a*) The Act means the Mysore Town Municipal Act VIII of 1933
(*b*) Section means the section of the Act
(*c*) President shall include the Vice President
(*d*) Dog shall include a bitch and all pups of and above the age of three months
(*e*) Owner shall include any person in charge of the Dog for the time being
(*f*) Year means the official year and
(*g*) Any word or expression which is defined in the Act and is not defined herein shall carry the same meaning as defined in the Act

3 (*a*) Every owner of a Dog shall within 15 days after the introduction of these Rules ~~and Bye-laws~~ into this Town and thereafter within 15 days after the commencement of every year beginning with the 1st of July or within 15 days of his newly coming into possession of the Dog apply to the President in the form annexed in Schedule A for a License

Provided that no License shall be necessary in respect of dogs belonging to *Bona fide* Travellers passing through the Municipality or of casual residents staying within the Municipality for not more than **10 days**

(*b*) A fee of Rupee One is prescribed for a License per year or a fraction thereof which should be paid along with the application

(*c*) The President shall grant a License in the form mentioned in Schedule B unless he finds it necessary to refuse it for any cause that he deems fit

(*d*) If the license is refused the fee paid by the Applicant for the license shall be refunded

(*e*) If the License is granted the President shall issue along with the License a Badge engrossed with a number and shall recover annas two towards its cost exclusive of the License fee

(*f*) The President shall have power to suspend or cancel the license once granted for any reasonable cause

(*g*) The Badge shall always be fixed to a coller on the Dog for which the License has been granted Any dog found without a coller and the Badge is liable to be deal with under Section 135 sub section 2 3 4 and 5 of the Act in addition to the liability of the owner to pay double the prescribed fee

(*h*) If at any time during the continuance of the License any dog changes ownership the person who becomes the owner by such change shall get the License duly transferred by the President on payment of a fee of annas eight Similarly if at any time during the year the Licensed dog die the License already issued may be got transferred by the owner to any other dog belonging to him on payment of a fee of annas eight Death or transfer of the Licensed Dog during the term of the License shall not entitle its owner to any refund of fees

(*i*) Every licensed dog while in the streets and not being led by the owner shall be muzzled in such a way so as to allow the dog freely to breathe and to drink while effectively preventing it from biting

(*j*) Every owner of a dog who has obtained a License shall at all times be bound to produce the dog or license or both on demand by the President or Chief Officer or Sanitary Inspector and if they so direct in writing be bound to produce the dog before any officer of the Veterinary Department for Examination and on failure to do so be liable on conviction to a fine not exceeding Rs 25 before a Magistrate

(*k*) All sums due under the foregoing Rules are recoverable from the owner under the provisions of the Chapter VIII of the Act

Bye-Laws (Section 48 (1) (i)

(1) Every owner who is in possession of a Dog in this Municipality shall inform the same in writing to the President of the Municipal Council within 15 days after the introduction of the aforesaid Rules and Bye laws into this Town and thereafter within 15 days after the commencement of every year beginning with the 1st of July or within 15 days of his newly coming into possession of the Dog and obtain a License as required under the above Rules

(2) Every owner in possession of a Dog after the time fixed in Bye law No 1 *supra* shall at all reasonable hours allow the President Chief Officer Sanitary Inspector or Municipal Mutsaddi or any other person authorised in this behalf free access to his house or any place wherein the dog or dogs are ordinarily kept and give every facility for inspecting the same for the purpose of checking the correctness of the information given by him or for any other purpose He shall also on demand by the abovesaid person produce forthwith the dog or dogs in his possession for inspection

(3) Every owner who violates Bye-law 1 or 2 shall be liable on conviction by a Magistrate to a fine not exceeding Rs 25

SCHEDULE A

To

The President
Municipal Council Shimoga

I hereby certify that I have in my possession $\frac{d\ g}{d\ g}$ as described below I forward herewith a sum of Rs and request that a $\frac{L}{L}$ may be granted to me for the year ending 30th June

Sex
Age
Breed
Colour

Identification mark or marks if any

Date
Station

Signature
Address

SCHEDULE B

1 This license is granted to under the Rules framed under Section 46 (b) read with Section 61 (b) Clause (6) of the Town Municipal Act VIII of 1933 to possess the dog the description of which is given herein below subject to the Dog Licensing Rules in force in this Municipality

Sex
Age
Breed
Colour

Identification mark or marks if any

2 This License shall expire on the 30th June

3 The dog in question shall invariably wear a collar with a brass badge bearing the Number issued by the Municipality along with this license

4 If the dog is found without the collar and the badge it is liable to be dealt with as laid down in Rule 3 (f) of the Dog Licensing Rules

5 The badge issued with this license should always be used for the dog for which it is intended

HYDER ALI KHAN
President,

2/2/61 Secy to Govt
Pl. L.Sly Dept

Proceedings of the Government of His Highness the Maharaja of Mysore

---

Read -

Letter No M 3 C 2269/37-38 dated 15th May 1938 from the Deputy Commissioner, Shimoga forwarding for sanction draft rules framed by the Shimoga Town Municipal Council under Section 46(h) read with section 61 (b) (vi) of the Town Municipalities Act 1933 for the levy of tax on dogs kept within the municipal limits and reporting that no objections were received against their adoption

---

ORDER NO L 242/mc 74-37-38

Dated, Bangalore, the 6th July 1938

The rules are approved and appended to this order

2 Ten printed copies of the rules may be sent to the Secretariat for reference and record

for Secretary to Government,
L S G Department

To

The Deputy Commissioner, Shimoga District